



STATE OF NORTH DAKOTA
OFFICE OF STATE TAX COMMISSIONER
Cory Fong, Commissioner

NORTH DAKOTA SALES TAX INFORMATION BULLETIN

To: Promoters and Sponsors of Special Events

Date: March 29, 2006

Admission Charges

Effective immediately, admission charges for special events that are classified as selling events will no longer be subject to sales tax based on a policy change. However, admission charges continue to be taxable for entertainment events, places of amusement, and athletic or recreational events. When an event includes entertainment, amusement, or recreational events along with selling events, the admission charges remain taxable.

Selling events, where the admissions are no longer subject to sales tax, include events where multiple sellers are engaged in the sale of tangible personal property, including food and beverages. Examples of selling events where admissions would not be taxable include flea markets, craft shows, antique shows, gem shows, gun shows, coin shows, and similar selling events; as well as trade shows, conventions, and seminars. Trade shows would mean a gathering of persons for the purpose of demonstrating, and explaining services, products, and equipment.

Entertainment, amusement, athletic or recreational events having taxable admissions include sporting events, races, tournaments, rodeos, animal shows, grandstand shows or concert performances, carnivals, and charges for rides or participation in games.

Promoters or Sponsors Requirements

Promoters and sponsors are asked to provide a listing of all sellers that participate in a special event. The information should include the seller's legal name, business name, address, telephone number, and if available, their North Dakota sales and use tax permit number.

Seller's Requirements

A seller, vendor, exhibitor, or booth owner selling merchandise or providing taxable services at a special event is responsible for obtaining a North Dakota sales and use tax permit, and for reporting and paying sales tax on sales at such events. A North Dakota sales and use tax permit allows the seller to make taxable sales at all special events occurring in this state. (Special event returns are no longer available.)

A sales and use tax permit may be applied for using one of the following:

- ▶ For sole proprietor, an application for a sales and use tax permit may be obtained online at <http://www.nd.gov/tax/salesanduse/forms/salestaxpermitsoleprop.pdf>.
- ▶ For partnership, corporation, LLC or LLP, an application for a sales and use tax permit may be obtained online at <http://www.nd.gov/tax/salesanduse/forms/withholdsalesapplication.pdf>.
- ▶ Request a sales and use tax permit application by calling our office at 701-328-3470, or e-mailing salestax@state.nd.us.

If you have questions, please call our Sales Tax Compliance Section at 701-328-3470.